

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

DANIEL L. SIMON,
Plaintiff

v.

CHOICE HOTELS INTERNATIONAL, INC.,
NEW ENGLAND RESORT MANAGEMENT,
LLC d/b/a CLARION NANTASKET BEACH
HOTEL, FERDINAND J. KILEY,
Defendants

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) **CIVIL ACTION**
) **NO. 04-10716 RWZ**
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AFFIDAVIT OF JAMES G. HEALY

I, James G. Healy, do hereby depose and state the following:

1. I am an Assistant General Counsel of Choice Hotels International, Inc.
2. I have conferred with litigation counsel for Choice Hotels International, Inc. regarding the establishment of a budget for this litigation and other alternative courses which may be necessary to resolve this matter.
3. I have reviewed the possible use of Alternative Dispute Resolution with counsel and we agree to defer a decision until the conclusion of discovery.

SIGNED UNDER THE PENALTIES OF PERJURY.

DATE: 5/20/04


JAMES G. HEALY
Assistant General Counsel